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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

HELSINN HEALTHCARE S.A. and  
ROCHE PALO ALTO LLC,

Plaintiffs,

v.

DR. REDDY'S LABORATORIES, LTD.,  
*et al.*,

Defendants.

**Civil Action No. 11-5579 (MLC)(DEA)**

**Hon. Mary L. Cooper, U.S.D.J.  
Hon. Douglas E. Arpert, U.S.M.J.**

**JOINT REQUEST AND ORDER  
FOR CONSOLIDATION WITH  
CIVIL ACTION NO. 11-3962**

**(Filed Electronically)**

WHEREAS, Plaintiffs Helsinn Healthcare S.A. and Roche Palo Alto LLC initiated this action, Civil Action No. 11-5579 (MLC)(DEA), alleging infringement of United States Patent No. 7,960,424 by Defendants Dr. Reddy's Laboratories, Ltd.'s, Dr. Reddy's Laboratories, Inc.'s, Sandoz Inc.'s, Teva Pharmaceuticals USA, Inc.'s, and Teva Pharmaceutical Industries, Ltd.'s (collectively, "Defendants") submissions of Abbreviated New Drug Applications ("ANDAs") to the U.S. Food and Drug Administration ("FDA") for approval to market generic versions of Helsinn's Aloxi<sup>®</sup> brand palonosetron hydrochloride intravenous solutions;

WHEREAS, this cause of action is substantially similar to the litigation initiated by Plaintiffs in related Civil Action No. 11-3962 (MLC)(DEA), titled *Helsinn Healthcare S.A., at al. v. Dr. Reddy Laboratories, Ltd., et al.*, which is also before this Court, and concerns United States Patent Nos. 7,947,724 and 7,947,725 and Defendants' submissions of ANDAs to the FDA for approval to market generic versions of Helsinn's Aloxi<sup>®</sup> brand palonosetron hydrochloride intravenous solutions;

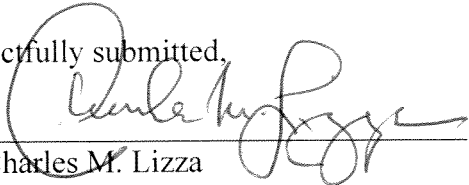
WHEREAS, both actions further involve the same parties and ANDAs seeking FDA approval to market generic versions of Helsinn's Aloxi<sup>®</sup> brand palonosetron hydrochloride intravenous solutions, and the parties have agreed to the consolidation of these actions;

WHEREAS, good cause exists to consolidate this action with Civil Action No. 11-3962;

WHEREFORE, Plaintiffs and Defendants, by their attorneys, respectfully request that this Court consolidate this action with Civil Action No. 11-3962, for all purposes, including discovery and trial, and that all of the papers be maintained in Civil Action No. 11-3962.

Respectfully submitted,

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Dated: October 27, 2011

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**SO ORDERED:**

Dated: OCT. 27, 2011

  
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HONORABLE DOUGLAS E. ARPERT  
UNITED STATES MAGISTRATE JUDGE